

MONTGOMERY, McCACKEN, WALKER & RHOADS, LLP  
(A Limited Liability Partnership Formed in Pennsylvania)

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ATTORNEYS FOR DEFENDANT MICROSOFT CORPORATION

R E C E I V E D

JUL 13 2012

AT 8:30 M  
WILLIAM T. WALSH  
CLERK

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY  
TRENTON VICINAGE

JAMES R. MALONEY, MARYLEE M.  
MALONEY and CATHERINE SMITH,  
on behalf of themselves and all others  
similarly situated,

CIVIL ACTION  
No. 3:09-cv-02047  
AET-LHG

Plaintiffs,

CONSENT ORDER OF  
DISMISSAL WITH PREJUDICE

MICROSOFT CORPORATION,

Defendant.

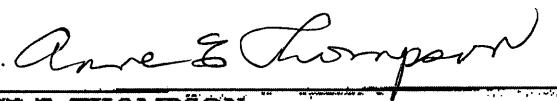
THIS MATTER having come before the Court upon the agreement of James R. Maloney, Marylee M. Maloney, James P. Maloney, and Catherine Smith (collectively, "Plaintiffs") and defendant Microsoft Corporation ("Microsoft"); and

WHEREAS this Court entered an Order dated May 30, 2012 ("May 30 Order") dismissing the above-captioned case without costs and without prejudice to the right, upon good cause shown within 60 days, to reopen the action if settlement was not consummated; and

WHEREAS settlement in the above-captioned matter was consummated on or about June 26, 2012;

IT IS on this 12<sup>th</sup> day of July 2012 ORDERED that the Plaintiffs' claims in the above action are hereby dismissed with prejudice and this case shall be closed, subject to this Court's retention of jurisdiction for the purpose of enforcing the settlement.

APPROVED AND SO ORDERED

  
ANNE E. THOMPSON  
United States District Judge

WE AGREE TO THE FORM AND ENTRY  
OF THE ABOVE CONSENT ORDER

MONTGOMERY, McCACKEN, WALKER  
& RHOADS, LLP  
LibertyView, 457 Haddonfield Road, 6<sup>th</sup> Floor  
Cherry Hill, NJ 08002  
Attorneys for defendant Microsoft Corporation

By: 1st Kristen E. Polovoy

KRISTEN E. POLOVOY

Dated: July 12, 2012

THE WOLF LAW FIRM, LLC  
1520 U.S. Highway 130, Suite 101  
North Brunswick, NJ 08902  
Attorneys for plaintiffs

By: 1st Andrew R. Wolf  
ANDREW R. WOLF

Dated: July 12, 2012



**MONTGOMERY, McCRAKEN, WALKER & RHOADS, LLP**  
A LIMITED LIABILITY PARTNERSHIP FORMED IN PENNSYLVANIA

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**FAX TRANSMISSION**

**REPLY TO:**

**MMW&R is transmitting  
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**NEW JERSEY OFFICE:  
CHERRY HILL, NJ  
(Louis A. Petroni,  
New Jersey  
Responsible Attorney)**

**ATTN:**

<b>RECIPIENT</b>	<b>COMPANY</b>	<b>PHONE NO.</b>	<b>FAX NO.</b>
The Honorable Anne E. Thompson	CLARKSON S. FISHER FEDERAL BUILDING & U.S. COURTHOUSE		(609) 989-2007

July 12, 2012 Time: 3:10pm

FROM: Kristen E. Polovoy, Esquire 856-488-7704

**NUMBER OF PAGES: 3 (including this cover page)**  
If you do not receive all the pages indicated above,  
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**REMARKS:**

Please see attached.

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